

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

**ELIZABETH SANTOS, TUNEKA GREEN, and
MATTHEW MORRIS, on behalf of themselves and
all others similarly situated,**

Plaintiffs,

-against-

**ERIC GOODE, SEAN MACPHERSON, and
CHELSEA PARK LLC d/b/a The Park,**

Defendants.

No. 13 Civ. 3085 (RJS)

**NOTICE OF PLAINTIFFS' MOTION FOR PRELIMINARY APPROVAL OF CLASS
ACTION SETTLEMENT, CONDITIONAL CERTIFICATION OF THE SETTLEMENT
CLASS, APPOINTMENT OF PLAINTIFFS' COUNSEL AS CLASS COUNSEL, AND
APPROVAL OF PROPOSED NOTICE OF SETTLEMENT**

For the reasons set forth in the Memorandum of Law in Support of Plaintiffs' Motion for Preliminary Approval of the Class Action Settlement, Conditional Certification of the Settlement Class, Appointment of Plaintiffs' Counsel as Class Counsel, and Approval of Proposed Notice of Settlement ("Motion for Preliminary Approval"), and the Declaration of Rachel Bien in Support of Plaintiffs' Motion for Preliminary Approval ("Bien Decl."), Plaintiffs respectfully request that the Court enter an Order:

- (1) granting preliminary approval of the Joint Stipulation of Settlement and Release, Bien Decl., Ex. A;
- (2) certifying the proposed class for settlement purposes;
- (3) appointing Outten & Golden LLP as Class Counsel;
- (4) approving the proposed Notice of Settlement, Bien Decl., Ex. B;
- (5) granting such other, further, or different relief as the Court deems just and proper.

* * *

Plaintiffs submit a Proposed Order, attached hereto as **Exhibit A**, for the Court's convenience.

Dated: March 7, 2014
New York, New York

Respectfully submitted,

By: /s/ Rachel Bien
Rachel Bien

Outten & Golden LLP

Rachel Bien

Sally J. Abrahamson (admitted *pro hac vice*)

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